

RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL (THE "GOVERNING BODY") OF THE CITY OF DIAMONDHEAD, MISSISSIPPI (THE CITY), TO VACATE AND/OR ABANDON A 5' DRAINAGE/UTILITY EASEMENT ON EACH SIDE OF THE COMMON PROPERTY LINE BETWEEN LOTS 10 and 11, DIAMONDHEAD PHASE 1, AMENDED UNIT 2, BLOCK 6, HANCOCK COUNTY LOCATED WITHIN THE CITY

WHEREAS, the Mayor and City Council (the Governing Body) of the City of Diamondhead, Mississippi (the City), acting for and on behalf of the City, hereby finds and determines as follows:

1. The City currently has a 5' drainage/utility easement on each side of the common property line between Lots 10 and 11, Diamondhead Phase 1, Amended Unit 2, Block 6 (see attached Hancock County Geoportal site maps as Exhibit A).
2. Juanita Silcio is the owner of Lots 10 and 11, Diamondhead Phase 1, Amended Unit 2, Block 6 (see attached special warranty deed). The physical street address is 7352 Anela Drive.
3. The DWSD, CEPA, and Diamondhead Public Works have no objections.
4. Further, the City hereby abandons and/or vacates the drainage/utility easements for the full width and length as petitioned except for the front and rear drainage and utility easement. These drainage/utility easements are 5' drainage and utility easements on each side of the common property line between of Lots 10 and 11, Diamondhead Phase 1, Amended Unit 2, Block 6.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY, AS FOLLOWS:

SECTION 1. That the Governing Body of the City will hereby abandon the selected drainage/utility easements with respect to Lots 10 and 11 described in bullet #3.

SECTION 2. It is agreed and understood that Juanita Silcioi or their representative will be responsible for the filing of all necessary documents with the Chancery Clerk of Hancock County, Mississippi.

The above and foregoing resolution, after having been first reduced to writing, was introduced by Councilmember Koenen, seconded by Councilmember Depero and the question being put to a roll call vote, the result was as follows:

	Aye	Nay	Absent
Councilmember Depreo	<input checked="" type="checkbox"/>	___	___
Councilmember Moran	<input checked="" type="checkbox"/>	___	___
Councilmember Morgan	<input checked="" type="checkbox"/>	___	___
Councilmember Koenenn	<input checked="" type="checkbox"/>	___	___
Councilmember L'Ecuyer	<input checked="" type="checkbox"/>	___	___
Mayor Schafer	<input checked="" type="checkbox"/>	___	___

The motion having received the affirmative vote of a majority of all of the members of the Governing Body, the Mayor declared the motion carried and the resolution adopted, this the 1st day of October, 2019.

  
\_\_\_\_\_  
MAYOR

ATTEST:

  
\_\_\_\_\_  
CITY CLERK



